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WATERKEEPER

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

LOS ANGELES WATERKEEPER, a
non-profit corporation,

Plaintiff,

vs.

UNIVERSAL MOLDING
COMPANY, INC. dba ALLOCAST
TECHNOLOGIES, a corporation;
UNIVERSAL MOLDING
EXTRUSION COMPANY, INC., a
corporation; NORTH STAR
ACQUISITION, INC., a corporation,

Defendants.

Case No. CV 16-06976 AB (MRWx)

**JOINT NOTICE OF SETTLEMENT
AND REQUEST TO SET OSC RE:
[PROPOSED] CONSENT DECREE**

**[PROPOSED] ORDER SUBMITTED
HEREWITH**

(Federal Water Pollution Control Act, 33
U.S.C. §§ 1251 to 1387)

Assigned to Hon. Andre Birotte, Jr.

1 James T. Jackson, SBN 153587
2 Jessica A. Crabbe, SBN 263668
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4 & CLARKSON, APC
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11 Attorneys for Defendant, UNIVERSAL
12 MOLDING COMPANY, INC. dba
13 ALLOCAST TECHNOLOGIES, a
14 corporation; UNIVERSAL MOLDING
15 EXTRUSION COMPANY, INC., a
16 corporation; NORTH STAR
17 ACQUISITION, INC., a corporation.
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1 Plaintiff Los Angeles Waterkeeper (“Waterkeeper”) and Defendants Universal
2 Molding Company, Inc. dba Allocast Technologies, Universal Molding Extrusion
3 Company, Inc. and North Star Acquisition, Inc. (collectively “Defendants,” and with
4 Plaintiff collectively, the “Parties”) have reached settlement of all claims in this action
5 and have agreed to language of a [Proposed] Consent Decree. The settlement
6 is contingent upon (i) expiration of the 45-day agency review period as required by the
7 federal Clean Water Act, and (ii) entry of the [Proposed] Consent Decree by the Court.

8 In accordance with the federal Clean Water Act, no order disposing of this action
9 may be entered prior to 45 days following receipt of the [Proposed] Consent Decree by
10 the relevant federal agencies, including the United States Department of Justice and the
11 National and Region IX offices of the United States Environmental Protection Agency.¹
12 The [Proposed] Consent Decree was just mailed to the federal regulatory agencies, and
13 their review period will end on or about April 18, 2018, at which point the Parties will
14 file the [Proposed] Consent Decree with the Court for its review and approval. If any of
15 the reviewing agencies object to the [Proposed] Consent Decree, the Parties will require
16 additional time to meet and confer to attempt to resolve any concerns raised by those
17 agencies.

18 Consequently, and for good cause appearing, the Parties respectfully request that
19 the Court set April 25, 2018 or as soon thereafter as is convenient for the Court as a date
20 for an Order to Show Cause re: Entry of the [Proposed] Consent Decree. The Parties
21 stipulate and agree that all other deadlines in this matter can be vacated.

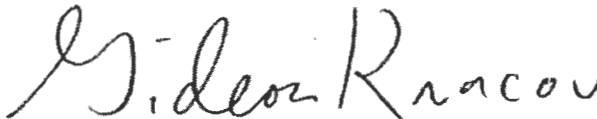
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26 ¹ See 33 U.S.C. § 1365(c) (“No consent judgment shall be entered in an action in which the
27 United States is not a party prior to 45-days following the receipt of a copy of the proposed
28 consent judgment by the Attorney General and the Administrator.”); *see also* 40 C.F.R. § 135.5
(requiring the parties to provide notice to the Court of the 45-day agency review period under 33
U.S.C. § 1365(c)).

1 A [Proposed] Order is submitted herewith.

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5 DATED: February 21, 2018

**LAW OFFICE OF GIDEON
KRACOV**

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9 GIDEON KRACOV
Attorney for Plaintiff
LOS ANGELES WATERKEEPER

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17 DATED: February 21, 2018

**MERHAB ROBINSON, JACKSON
& CLARKSON, APC**

18 /S/ James T. Jackson
James T. Jackson
Attorney for Defendants,
UNIVERSAL MOLDING COMPANY,
19 INC; UNIVERSAL MOLDING
20 EXTRUSION COMPANY, INC. and
NORTH STAR ACQUISITION, INC.

21
22 Pursuant to Local Rule 5-4.3.4, the filer of this document attests that all of the
23 signatories listed, and on whose behalf the filing is submitted, concur in the filing's
24 content and have authorized the filing.

PROOF OF SERVICE

I, Gideon Kracov, being duly sworn, deposes and says:

I am a citizen of the United States and work in Los Angeles County, California. I am over the age of eighteen years and am not a party to the within entitled action. My business address is: 801 S. Grand Ave., 11th Fl., LA, CA 90017. On 2/21/18, I served this list of persons with the following document(s):

Notice of Settl; Request for OSC

The document(s) was served on:

James T. Jackson
Merhab Robinson
1551 N. Tustin Ave., Suite 1020
Santa Ana, CA 92705
JJackson@mrjclaw.com

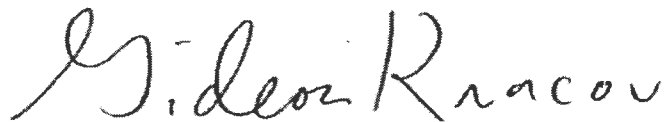
ATTORNEYS FOR Defendant UNIVERSAL MOLDING COMPANY, INC.

 X by transmitting via electronic mail the document(s) listed above to the e-mail addresses set forth herein on this date and e-filing on the Central District ECF system.

 by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States Post Office mail box at 801 S. Grand Ave., Los Angeles, California, addressed as set forth above. I am readily familiar with my firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on the same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date of postage meter date is more than 1 day after date of deposit for mailing in affidavit.

I declare under penalty of perjury, according to the laws of the State of California, that the foregoing is true and correct.

Executed this February 21, 2018 at Los Angeles, California



Gideon Kracov